

09/25/03 16:22 FAX 415 954 4111

KNOBBE MARTENS et al

001

Don W. Martens
Gordon H. Olson
James B. Bear
Darrell L. Olson
William B. Bunker
William H. Neman
Arthur S. Rose
James F. Lesniak
Nad A. Israelsen
Drew S. Hamilton
Jerry T. Sewell
John B. Sganga, Jr.
Edward A. Schlatter
Gerard von Hoffmann
Joseph R. Re
Catherine J. Holland
John M. Carson
Karen Vogel Wall
Andrew H. Simpson
Jeffrey L. Van Hoesen
Daniel E. Altman
Marguerite L. Gunn
Stephen C. Jensen
Vito A. Canuso III
William H. Shreve
Lynda J. Zadra-Symest
Steven J. Natusky
Paul A. Stewart
Joseph J. Jennings
Craig S. Summers
AnneMarie Kiser
Brenton R. Babcock
Thomas P. Smegal, Jr.
Michael H. Tranholm
Olana M. Reed
Ronald J. Schoenbaum
John R. King
Frederick S. Barrella
Nancy W. Vensko
John P. Giezenlander
Adeel S. Akhtar
Thomas R. Arno
David N. Waslas
Daniel Hart, Ph.D.
Douglas G. Muehlhauser
Lori Lee Yamato
Michael K. Friedland
Dale C. Hunt, Ph.D.

Richard E. Campbell
Paul D. Tripodi II
Stacey R. Halpern
Lee W. Henderson, Ph.D.
Mark M. Abumari
Jon W. Gurka
John W. Holcomb
Joseph M. Reisman, Ph.D.
Michael L. Fuller
Eric M. Nelson
Mark R. Benedict, Ph.D.
Paul N. Conover
Robert J. Roby
Sabine H. Lee
Katharine A. Delaney
Joseph S. Cianfrani
William R. Zimmerman
Paul C. Steinhardt
Deborah S. Shephard
Glen L. Nottall
Eric S. Furman, Ph.D.
Tirzah Abé Lowe
Sanjivpal S. Gill
Susan M. Nalland
James W. Hill, M.D.
Ruse M. Thiessen, Ph.D.
Michael A. Guillana
Mark J. Karlz
Rabinder N. Narula
Bruce S. Ichniawitz, Ph.D.
Michael S. Okamoto
John M. Grover
Mallory K. De Merlier
Irfan A. Lateef
Sharon S. Ng
Mark J. Gallagher, Ph.D.
David G. Jankowski, Ph.D.
Brian C. Hacke
Payson J. LeMaitre
Shella N. Swarop
Ben A. Katzenellenbogen
Linda H. Liu
Andrew N. Merickel, Ph.D.
David L. Hauer
James F. Heckenbott
Scott Loras Murray
Andrew M. Douglas
Marc T. Morley

Knobbe Martens Olson & Bear LLP

Intellectual Property Law

201 California Street
Suite 1150
San Francisco CA 94111
Tel 415-954-4114
Fax 415-954-4111
knob.com

CONFIRMATION COPY WILL FOLLOW VIA:

- ☐ MAIL
- ☐ INTERNATIONAL AIRMAIL
- ☐ COURIER
- ☐ E-MAIL
- ☒ WILL NOT FOLLOW
- ☐ HAND DELIVERY
- ☐ WITH ENCLOSURES
- ☐ WITHOUT ENCLOSURES

Salima A. Merani, Ph.D.
Sam K. Tahmassebi, Ph.D.
Christy L. Green
Jonathan A. Hyman
Curtis C. Dasler
Richard A. DeCristofaro
Joseph J. Mallon, Ph.D.
Thomas P. Krzeminski
Jeffrey A. Birchak
Sean M. Murray
Elenore Niu
Valerie L. Bracken
J. David Evereditt
John F. Karlos
Jeremy P. Sanders
Perry D. Oldham
Jerry L. Helmer, Ph.D.
Russell M. Jalde
Abraham W. Chuang
Ryan N. Farr
Pui Tong Ho
Erik T. Anderson
John L. Paik
Eric K. Morton
Jesse A. Rothwell
Marc G. Baumgartner
Ray B. Hom
Danielle Klausner
Kyle F. Schuster
Raphael A. Gutierrez
Demian K. Jackson
Nathan A. Engola
Gregory A. Hermanson
Zi Y. Wang
John N. Kandara

Of Counsel
Louis J. Knobbe
Jerry R. Sellar

Japanese Patent Atty
Katsuhiko Arai
Tomohisa Sugiyama

Korean Patent Atty
Mincheol Kim
Heungsoo Choi

Scientists & Engineers
(Non-Lawyers)

Raimond J. Salenicks
Khuram Rahman, Ph.D.
Jennifer Haynes, Ph.D.
Tommy Y. Nagata
Che S. Chureskin, Ph.D.
James W. Ausley
Jennifer Hayes
Kirk E. Pastorian, Ph.D.
Charles T. Ridgely
Connie C. Tong, Ph.D.
Suzanne Japson, Ph.D.
Nira M. Brand
Jeffrey A. Hopkins
Tiffany C. Miller
James W. Chang, Ph.D.
Marina L. Gordey, Ph.D.
W. Frank Dauter
Lang J. McHardy
Karen J. Laner

CERTIFICATE OF FAX TRANSMISSION

I hereby certify that this correspondence and all marked attachments are being transmitted via facsimile to Examiner Belyavskiy, Fax No. (703) 872-9306 of the USPTO on the date shown below

September 25, 2003

(Date)

Adeel S. Akhtar, Reg. No. 41,394

Facsimile Transmittal Sheet Confidentiality Notice:

The documents accompanying this facsimile transmission contain confidential information which may be legally privileged. The information is intended only for the use of the recipient named below. If you have received this facsimile in error, please immediately notify us by telephone to arrange for return of the original documents to us; and any disclosure, copying, distribution or the taking of any action in reliance on the contents of this faxed information is strictly prohibited.

OUR REFERENCE NO.: GENENT.053CR2

TO: Examiner Belyavskiy

FIRM: USPTO

GROUP ART UNIT: 5894

FACSIMILE TELEPHONE NO.: (703) 872-9306

FROM: Adeel S. Akhtar

APPLICATION NO.: 08/779,457

FILING DATE: January 7, 1997

TOTAL NUMBER OF PAGES: 15 (INCLUDING COVER SHEET)

OPERATOR: Toni Loupe

DATE: September 25, 2003

TIME:

IF YOU DID NOT RECEIVE ALL OF THE PAGES, PLEASE CALL BACK IMMEDIATELY.

Facsimile Operator Phone Number:

(415) 954-4114

Direct Line to Machine:

(415) 954-4111

MESSAGE: Please see the attached.

2040 Main Street
14th Floor
Irvine, CA 92614
Tel 949-760-0404
Fax 949-760-8502

550 West C Street
Suite 1200
San Diego CA 92101
Tel 619-235-8550
Fax 619-235-0176

1900 Avenue of the Stars
Suite 1425
Los Angeles CA 90067
Tel 310-551-3450
Fax 310-551-3458

3403 Yerth Street
Suite 700
Riverside CA 92501
Tel 909-781-9231
Fax 909-781-4507

1114 Marsh Street
San Luis Obispo CA 93401
Tel 805-547-5580
Fax 805-547-5580

Received from <415 954 4111> at 9/25/03 7:19:17 PM [Eastern Daylight Time]

OFFICIAL

RECEIVED
CENTRAL FAX CENTER

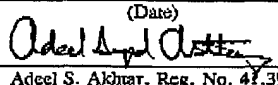
SEP 26 2003

PATENT

Case Docket No. GENENT.053CP2

Date: September 25, 2003

Page 1

Applicant	:	Carter et al.)	CERTIFICATE OF FAX TRANSMISSION I hereby certify that this correspondence and all marked attachments are being transmitted via facsimile to Examiner Belyavskiy, Fax No. (703) 872-9306 of the USPTO on the date shown below <u>September 25, 2003</u> (Date)  Adeel S. Akhtar, Reg. No. 41,394
Appl. No.	:	08/779,457)	
Filed	:	January 7, 1997)	
For	:	METHODS FOR IDENTIFYING ANTIBODIES THAT DECREASE BODY WEIGHT, FAT-DEPOT WEIGHT OR FOOD INTAKE IN AN OBESE ANIMAL)	
Examiner	:	M. Belyavskiy)	
Art Unit	:	1644)	
)	
)	
)	
)	

Mail Stop RCE

Commissioner for Patents

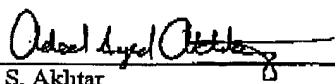
P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

- (X) Request for Entry of Previously Filed Amendments in 2 pages.
- (X) Copy of RCE previously filed on August 1, 2003 along with accompanying papers in 11 pages.
- (X) A check for \$750 was previously filed for the RCE on August 1, 2003. No additional fees are believed to be due.
- (X) Please use Customer No. 20,995 for the correspondence address.


Adeel S. Akhtar
Registration No. 41,394
Attorney of Record
Customer No. 20,995
(415) 954-4114

W:\DOCS\ANM\ANM-5896.DOC
092503

GENENT.053CP2

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Carter et al.
Appl. No. : 08/779,457
Filed : January 7, 1997
For : METHODS FOR IDENTIFYING
ANTIBODIES THAT DECREASE
BODY WEIGHT, FAT-DEPOT
WEIGHT OR FOOD INTAKE IN
AN OBESE ANIMAL
Examiner : M. Belyavskyi
Group Art Unit : 5894

CERTIFICATE OF FAX TRANSMISSION

I hereby certify that this correspondence and
all marked attachments are being
transmitted via facsimile to Examiner
Belyavskyi, Fax No. (703) 872-9306 of the
USPTO on the date shown below

September 25, 2003

(Date)

Adel S. Akhtar
Adel S. Akhtar, Reg. No. 41,394

REQUEST FOR ENTRY OF PREVIOUSLY FILED AMENDMENTS

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
CENTRAL FAX CENTER

SEP 26 2003

OFFICIAL

Dear Sir:

Applicants recently received an Advisory Action dated September 2, 2003, in which the examiner refused entry of Amendments because they raised new issue.

Applicants submit that the Advisory Action is in error. Applicants Amendments, as mailed on August 1, 2003, were accompanied with a Request For Continued Examination (RCE), including a \$750 fee. Accordingly, Applicants respectfully submit that the Amendments should have been entered. A copy of the previously filed RCE and Amendment After RCE is enclosed.

In view of the proper filing of an RCE and the fee therefore, Applicants respectfully submit that the Amendment should be entered and that the application is in condition for allowance, upon entry of the Amendments.

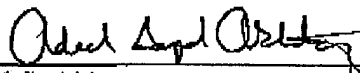
Appl. No. : 08/779,457
Filed : January 7, 1997

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: September 25, 2003

By:



Adeel S. Akhtar

Registration No. 41,394

Attorney of Record

Customer No. 20,995

(415) 954-4114

W:\DOCS\ANMANM-5895.DOC
092503

UTILITY/DESIGN PATENT
(RCE)

Date: August 1, 2003
Date of Action: _____

Rec'd in the USPTO on the date stamped hereon via Certificate of Mail:

Docket #: 081779457 Applicant: Carter et al.
 Title: Methods for identifying antibodies that
 App No.: 081779457 Filed: January 7, 1997
 VERIFIED BY: Asst: Tom Loux Atty: Carol Ann QC

☒ Request for Continued Examination
☒ Amendment in 7 pgs
☐ Month Extension Requested
☐ Request for Suspension for Months
☐ Information Disclosure Statement; with
PTO-1449 w/ Ref(s)
☐ Terminal Disclaimer in pgs
☐ Sequence Submission Statement
☐ Sequence Listing in pgs
☐ copies of CRF Containing Seq List
☐ Return Prepaid Postcard

☒ Req for Drawing Changes/Corrections
☐ _____ sheets of RED-Lined Drawings
☐ Affidavit(s)/Declaration(s)
☒ \$ 750 Check for Filing Fees
☒ Declaration by attorney
☐ _____
☐ _____
☐ _____
☐ _____

(3/6/02)

COPY
Do Not Record

FILE COPY

KNOBBE MARTENS OLSON & BEAR

PATENT ACCOUNT
2040 MAIN STREET, 14TH FL.
IRVINE, CA 92614

10697

PAY
TO THE
ORDER OF COMMISSIONER OF PATENTS:

DATE August 1, 2003 ¹¹⁻²⁴ ₁₂₁₀ 1147

\$ 1750 -

DOLLARS Security Features
Intelligent Mail®
Postage & Fees Paid
Permit No. 1000
City of Chicago, IL 60601-1000WELLS
FARGO

Wells Fargo Bank, N.A.
www.wellsfargo.com

FOR 081 779457; Grant. 0530PZ: RCE

01069700 12100024804159335140

COPY
Do Not Record**PATENT**

Attorney Docket No.: GENENT.053CP2

Date: August 1, 2003

Page 1

REQUEST FOR CONTINUED EXAMINATION (RCE)
UNDER 37 C.F.R. § 1.114

Applicant: Carter et al.
Application Number: 08/779,457
Filing Date: January 7, 1997
Title: METHODS FOR IDENTIFYING
ANTIBODIES THAT DECREASE
BODY WEIGHT, FAT-DEPOT
WEIGHT OR FOOD INTAKE IN AN
OBESSE ANIMAL
Examiner Name: M. Belyavskiy
Group Art Unit: 1644

I hereby certify that this correspondence and all
marked attachments are being deposited with the
United States Postal Service as first-class mail in an
envelope addressed to: Commissioner for Patents,
P.O. Box 1450, Mail Stop RCE, Alexandria, VA
22313-1450, on

August 1, 2003

(Date)


Adeel S. Akhtar, Reg. No. 41,554

Commissioner for Patents
P.O. Box 1450
Mail Stop RCE
Alexandria, VA 22313-1450

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission Required under 37 C.F.R. § 1.114:

- (X) Enclosed:
(X) Amendment after RCE in 7 pages.
(X) Declaration by Andrew N. Merickel, Ph.D.
(X) Return Postcard

2. Miscellaneous:

0 Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _ months. (Period of suspension shall not exceed three months).

3. Fees:

- (X) RCE fee (\$375 small entity/\$750 large entity)

COPY
Do Not Record

PATENT

Attorney Docket No.: GENENT.053CP2

Date: August 1, 2003

Page 2

4. Payment:

- (X) Check in the amount of \$750 to cover the above fees.
- (X) The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. § 1.16 and § 1.17 which may be required, now or in the future, or credit any overpayment to Deposit Account No. 11-1410.

Address all future communications to Customer No. 20,995.

Dated: _____

August 1, 2003

Adeel S. Akhtar
Adeel S. Akhtar
Registration No. 41,394
Attorney of Record
Customer No. 20,995
(415) 954-4114

W:\DOCS\ANMANM-5651.DOC
072903